IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 8TH AUGUST 2007 / 17TH SRAVANA 1929

WP(C).No. 20420 of 2007(E)

PETITIONER:

E.A. JAMES, AGED 60 YEARS,
S/O. AUGUSTHY, EATTIKKAL HOUSE, PUTHENCHANDA,
MUNDAKAYAM GRAMA PANCHAYAT.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.P.P.BIJU

RESPONDENTS:

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1. THE GOVERNMENT OF KERALA,
REP. BY SECRETARY, LOCAL ADMINISTRATION DEPTT.,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE MUNDAKAYAM GRAMA PANCHAYAT,
REP. BY ITS SECRETARY, MUNDAKAYAM, KOTTAYAM.

3. BIJU XAVIER, S/. E.A.XAVIER,
EATTIKKAL HOUSE PUTHANCHANDA BHAGAM, 6TH WARD,
MUNDAKAYAM, KOTTAYAM.

4. BINU XAVIER, S/O. E.A. XAVIER,
EATTIKKAL HOUSE, PUTHENCHANDA BHAGAM, 6TH WARD,
MUNDAKAYAM, KOTTAYAM.

BY ADV. SRI.P.N.PURUSHOTHAMA KAIMAL
SRI.ANILKUMAR.K.N.PILLAI
SRI.T.I.ABDUL SALAM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 08/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 20420/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : TRUE COPY OF THE PHOTOGRAPHS OF THE CONSTRUCTION AND THE RESIDENTIAL HOUSE OF THE PETITIONER.

EXT. P2 : TRUE COPY OF THE COMPLAINT BEFORE THE 2ND RESPONDENT DATED 25.6.2007.

EXT. P3 : TRUE COPY OF THE COMPLAINT BEFORE THE 2ND RESPONDENT DATED 30.6.2007.

EXT. P4 : TRUE COPY OF THE CIRCULAR NO.24136/RA1/07/LAD DATED 20.6.2007.

K.M.JOSEPH, J.

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WP.(C) No.20420 of 2007

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Dated this the 8th day of August, 2007

JUDGMENT

I heard learned counsel for the petitioner, counsel for the second respondent Panchayat and also counsel for respondents 3 and 4. Learned counsel for the petitioner limits his prayer for a direction to take a decision on Exts.P2 and P3.

2. I feel that a decision can be ordered to be taken on Exts.P2 and P3 with opportunity of hearing to the petitioner and respondents 3 and 4.

Accordingly there will be a direction to the Secretary of the second respondent Panchayat to consider and take a decision on Exts.P2 and P3 in accordance with law, with opportunity of hearing to the petitioner and respondents 3 and 4, within a period of two weeks from the date of production of a copy of this judgment.

The writ petition is disposed of as above.

(K.M. JOSEPH, JUDGE)

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